

PRESS RELEASE

October 19, 2006

BUFFALO MAN INDICTED FOR PRODUCING CHILD PORNOGRAPHY

**BATAVIA MAN PLEADS GUILTY TO POSSESSION OF CHILD
PORNOGRAPHY**

RE: UNITED STATES v. NORMAN F. GRIMM, JR.

UNITED STATES v. MATTHEW W. BARBER

United States Attorney Terrance P. Flynn and Laurie J. Bennett, Special Agent-in-Charge of the Federal Bureau of Investigation, Buffalo Field Office, announce that Norman F. Grimm, Jr., age 53, of Buffalo, New York has been indicted by a Federal Grand Jury with three counts of producing child pornography. Grimm was first charged with possession of child pornography on October 6, 2006, however, further investigation has led to his indictment for production of child pornography. If convicted, Grimm faces a mandatory minimum term of fifteen (15) years imprisonment and a maximum term of imprisonment of thirty (30) years, a \$250,000 fine, and the possibility of a life term of supervised release on each of the three counts.

Since his arrest on October 6, 2006, Grimm has been held in

the custody of the United States Marshal. Grimm was arraigned on the Indictment this afternoon before United States Magistrate Judge H. Kenneth Schroeder, Jr. According to Assistant United States Attorney Allison P. Gioia, who will be handling the case, at Grimm's arraignment, Judge Schroeder again granted the government's motion to have Grimm detained on the grounds that he poses an immediate danger to the community, especially children. It should be noted that the fact that a defendant has been charged with a crime . . . is merely an accusation and the defendant is presumed innocent until and unless proven guilty. (Disciplinary Rule 7-107(B)(6)). The indictment was the result of an investigation led by the Federal Bureau of Investigation and the Buffalo Police Department.

United States Attorney Flynn also announces that Matthew W. Barber, age 38, of Batavia, New York, was convicted yesterday following his guilty plea before United States District Judge William M. Skretny to one count of possession of child pornography in violation of Title 18, United States Code, Section 2252(a)(4)(B). According to Assistant United States Attorney Allison P. Gioia, who is handling the case, as part of his plea, Barber admitted, to knowingly possessing more than 150 images of child pornography. Barber further admitted that the images he possessed were of children under twelve years of age and further, that the images depicted sexual acts that were readily capable of

inflicting pain on the children depicted therein. At sentencing, Barber faces up to ten (10) years in prison, a \$250,000 fine or both and the possibility of a life term of supervised release. Sentencing is scheduled for March 12, 2007 at 9:00 a.m. before Judge Skretny. The conviction of Barber was the result of an investigation led by the Federal Bureau of Investigation and the Batavia Police Department.